

RECEIVED

DEC 22 2003

TECH CENTER 1600/2900

DEC 15 2003
C102
TECH CENTER 1600/2900

BEST AVAILABLE COPY

SIU 7396
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Kathleen C.M. Campbell
Art Unit: 1614
Serial No.: 09/911,195
Filed: July 23, 2001
Confirmation No.: 2942
For: THERAPEUTIC USE OF D-METHIONINE
TO REDUCE THE TOXICITY OF NOISE
Examiner: Jerome D. Goldberg

December 15, 2003

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

TO THE COMMISSIONER FOR PATENTS,

SIR:

In response to the Advisory Action mailed September 23, 2003, Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner dated July 15, 2003 rejecting claims 1 and 3-41.

A check in the amount of \$375.00 is enclosed (\$165.00 for the appeal fee and \$210.00 for purchase of a two month extension of time under 37 C.F.R. 1.136(a) to December 15, 2003). Please charge any underpayment of fees or credit any overpayment of fees to Deposit Account No. 19-1345.

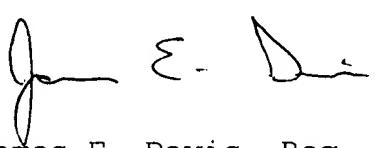
Respectfully submitted,

12/17/2003 MDAMTE1 00000162 191345 09911195

01 FC:2401 165.00 DA

12/17/2003 MDAMTE1 00000162 191345 09911195

02 FC:2252 210.00 DA


James E. Davis, Reg. No. 47,516
SENNIGER, POWERS, LEAVITT & ROEDEL
One Metropolitan Square, 16th Floor
St. Louis, Missouri 63102
(314) 231-5400

The PTO did not receive the following
listed item(s)

Express Mail Label No. EV271812175US
Mail Stop AF

FEE TRANSMITTAL

Application Number 09/911,195
Filing Date July 23, 2001
Confirmation No. 2942
Inventor(s) Kathleen C.M. Campbell
Group Art Unit 1614
Examiner Name Jerome D. Goldberg
Attorney Docket Number SIU 7396



RECEIVED
DEC 22 2003
TECH CENTER 1600/2G00

METHOD OF PAYMENT

1. The Commissioner is hereby authorized to charge the indicated fees to Deposit Account No. 19-1345.
- The Commissioner is hereby authorized to charge any additional fees required under 37 CFR 1.16 and 1.17 to Deposit Account No. 19-1345.
- Applicant claims small entity status.
2. Check Enclosed. The Commissioner is hereby authorized to charge any under payment or credit any over payment to Deposit Account No. 19-1345.

FEE CALCULATION

1. BASIC FILING FEE Subtotal (1) \$ _____
(Type: _____)

2. EXTRA CLAIM FEES Subtotal (2) \$ _____

Total Claims _____
Independent Claims _____
Multiple Dependent Claims _____

3. ADDITIONAL FEES Subtotal (3) \$375.00

- Surcharge - late filing fee or oath
- Surcharge - late provisional filing fee or cover sheet
- Extension for reply within second month
- Notice of Appeal
- Filing a Brief in Support of an appeal
- Request for ex parte Reexamination
- Petitions to the Commissioner
- Submission of Information Disclosure Statement
- Recording each patent assignment per property
- Request for Continued Examination
- Other: _____

TOTAL AMOUNT OF PAYMENT \$375.00


James E. Davis, Reg. No. 47,516

12/15/03

Date

JEDcwa

Express Mail Label No. EV271812175US